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September 12, 2013

VIA FEDERAL EXPRESS AND ECF

Honorable Laura Taylor Swain
 United States District Court
 Southern District of New York
 United States Courthouse
 500 Pearl Street
 New York, New York 10007-1312

Re: United States of America v. Jo Ann Crupi, 1:10-CR-00228-LTS

Dear Judge Swain:

We are the attorneys for Jo Ann Crupi. We write on behalf of all defense counsel on the issue of the joint Requests to Charge which are due today under Your Honor's last scheduling order.

We received a draft of the proposed Requests to Charge from the government late in the day on Tuesday. This draft, as one would expect, is 109 pages long. There has just simply not been enough time for all defense counsel to review this draft and communicate and negotiate with the government as to our proposed modifications, subtractions or additions.

Accordingly, all defense counsel and counsel for the government spoke yesterday and agreed to the following proposal, subject, of course, to the Court's approval.

1. The government will submit its proposed draft of the Requests to Charge to the Court today.
2. Defense counsel will be afforded an additional three weeks to review the government's Requests to Charge and propose modifications or additions. All counsel will also use this time to attempt to negotiate and resolve any differences, so that what is ultimately submitted to the Court is as close to an agreed-upon, joint submission as possible.

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We appreciate Your Honor's consideration.

Respectfully submitted,

Eric R. Breslin

ERB:da

cc. All Counsel of Record (VIA ECF)